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IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

FOURTH APPELLATE DISTRICT

DIVISION TWO

THE PEOPLE,

Plaintiff and Respondent,

v.

BODAESHA LA'NIEK BRADLEY,

Defendant and Appellant.

E074702

(Super.Ct.No. INFL601195)

OPINION

APPEAL from the Superior Court of Riverside County. James S. Hawkins, Judge.
(Retired Judge of the Riverside Super. Ct. assigned by the Chief Justice pursuant to art.
VI, § 6 of the Cal. Const.) Affirmed.

Melanie L. Skehar, under appointment by the Court of Appeal, for Defendant and
Appellant.

No appearance for Plaintiff and Respondent.

Defendant and appellant, Bodaesha La'Niek Bradley, pled guilty to willful
infliction of injury upon a child resulting in a traumatic condition (Pen. Code, § 273d,

subd. (a), count 1)¹ and two counts of intimidation of a victim (§ 136.1, subd. (c)(1), counts 4 & 5). Defendant additionally admitted she had personally inflicted great bodily injury upon the victim of the count 1 offense. (§§ 12022.7, subd. (a), 1192.7, subd. (c)(8).) Pursuant to the negotiated plea, the court sentenced defendant to three years of imprisonment.

After defense counsel filed a notice of appeal, this court appointed counsel to represent her. Counsel has filed a brief under the authority of *People v. Wende* (1979) 25 Cal.3d 436 and *Anders v. California* (1967) 386 U.S. 738, setting forth a statement of the facts, a statement of the case, and two potentially arguable issues: whether the court erred in denying defendant's motion to withdraw her plea and whether any issue that challenges the validity of the plea can be raised in this appeal without a certificate of probable cause. We affirm.

I. FACTUAL AND PROCEDURAL BACKGROUND²

Victim 1, who was 15 years old at the time of the incident, reported that her brother and sister were walking home from the park while a group of kids were following and threatening her sister. A boy at the park punched victim 1's brother in the face. Victim 1 attempted to break up the fight; the boy pushed victim 1's sister into some cactus.

¹ All further statutory references are to the Penal Code.

² The parties stipulated the factual basis for the plea could be taken from the preliminary hearing. We take our recitation of the factual history of the case from the preliminary hearing.

Victim 2, victim 1's mother, later observed a group of children in front of her home arguing; she exited her home to ascertain what was happening. She contacted her children, who were all being confronted by a juvenile female. A short time later, defendant confronted victim 1 in front of the victims' home. Defendant physically threatened victim 1. Victim 2 placed herself in between defendant and victim 1. Defendant's codefendant,³ arrived at the scene in a black sedan; she exited the vehicle and confronted victim 2.

Defendant pulled victim 1 to the ground by her braids. Defendant then kicked and punched victim 1 multiple times while she was on the ground. Victim 1 sustained a broken orbital socket above her left eye for which she underwent surgery.

The codefendant began walking toward victim 1; victim 2 attempted to stop her. The codefendant knocked victim 2 to the ground and kicked and punched her while she was on the ground. Defendant walked over and began kicking victim 2 in the face.

A patrol vehicle arrived and everyone dispersed. Defendant and the codefendant threatened to shoot up the victims' home if they reported in the incident to the police. Throughout the entire incident, defendant and the codefendant yelled, "Gateway," the name of the gang in that neighborhood.

The People charged defendant by felony information with willful infliction of injury upon a child resulting in a traumatic condition (§ 273d, subd. (a), count 1), two counts of assault by force likely to cause great bodily injury (§ 245, subd. (a)(4),

³ Defendant's codefendant is not a party to the appeal.

counts 2 & 3), and two counts of intimidation of a victim (§ 136.1, subd. (c)(1), counts 4 & 5). As to count 1, the People alleged defendant had personally inflicted great bodily injury upon victim 1. (§§ 12022.7, subd. (a) & 1192.7, subd. (c)(8).)

Pursuant to a negotiated plea bargain, defendant pled guilty to willful infliction of injury upon a child resulting in a traumatic condition (§ 273d, subd. (a), count 1) and two counts of intimidation of a victim (§ 136.1, subd. (c)(1), counts 4 & 5). Defendant additionally admitted she had personally inflicted great bodily injury upon the victim. (§§ 12022.7, subd. (a), 1192.7, subd. (c)(8).)

At the sentencing hearing, defense counsel informed the court that defendant wished to withdraw her plea based upon ineffective assistance of counsel. The court denied the request. Pursuant to the negotiated disposition, the court sentenced defendant to three years of imprisonment. Defense counsel filed a notice of appeal but did not request a certificate of probable cause.

II. DISCUSSION

We offered defendant an opportunity to file a personal supplemental brief, which she has not done. Pursuant to the mandate of *People v. Kelly* (2006) 40 Cal.4th 106, we have independently reviewed the record for potential error and find no arguable issues.

III. DISPOSITION

The judgment is affirmed.

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McKINSTER
J.

We concur:

RAMIREZ
P. J.

MENETREZ
J.